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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

RAYMOND S. KOZIOL, M.D.,

Respondent

ORDER DENYING REINSTATEMENT

On April 22, 1998, the Medical Examining Board issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, Dr. Koziol's license to practice medicine and surgery in Wisconsin suspended for a period of not less than five years with provision for granting successive three-month stays of the suspension upon submission to the board of proof satisfactory to the board that Dr. Koziol had satisfactorily complied with the terms and conditions set forth in the Order during the previous three month period.

At its meeting of November 19, 1998, the board considered Dr. Koziol's request that he be granted a stay of the suspension. Also considered was a letter from Jae Yong Shim, M.D. agreeing to act as Dr. Koziol's mentor, as required by the Order. By its Order dated November 27, 1998, the stay was granted and Dr. Shim was approved to act as Dr. Koziol's designated Professional Mentor during the term of the limited license

On January 20, 1999, the board considered evidence of violation by Dr. Koziol of the terms and conditions of his limited license. Dr. Koziol appeared to explain the circumstances of those violations, and the board considered the matter on that date. The board thereafter stayed the suspension of his license for a further period of three months by its Order dated January 27, 1999.

On March 25, 1999, and June 23, 1999, the board considered Dr. Koziol's requests for further three month stays of the suspension of his license. The board granted the requests by its Orders dated March 31, 1999 and July 2, 1999.

On December 15, 1999, the board considered Dr. Koziol's petition for a further three month stay of the suspension of his license.[\[1\]](#) The board granted the extension.

On April 19, 2000, the board considered Dr. Koziol's request for a further stay of the suspension of his license. The board also considered evidence that Dr. Koziol had not been entirely compliant with the limitations on the license. The board extended the stay for one month only, and ordered that Dr. Koziol appear before the board at its meeting of May 17, 2000. Dr. Koziol did not appear before the board on May 17, 2000, as requested, and the board denied the stay on that date.

On June 22, 2000, Dr. Koziol appeared before the board in support of his petition that the stay of the

suspension of his license be reinstated, and his further petition that the number of required therapy sessions and urine screens both be reduced. The board granted the stay, reduced the number of required therapy sessions to one per month, and reduced the number of required urine screens to one per week.

On September 20, 2000, the board considered Dr. Koziol's request for a further three month stay of the suspension of his license. The board also considered evidence that Dr. Koziol has again not been compliant with the board's Order. This time, Dr. Koziol reported to Charles J. Engel, his Supervising Health Care Provider, that Dr. Koziol has not been attending any 12-step recovery group meetings, as required by the board's Order. The board denied the stay by its Order dated September 27, 2000.

Dr. Koziol, along with Attorney Mark S. Stern, appeared before the board on November 15, 2000, in support of Dr. Koziol's petition for reinstatement of the stay. The board considered the petition on that date, and denied the request by its Order dated November 25, 2001.

On February 21, 2001, Dr. Koziol appeared before the board, along with Attorney Mark Stern, to again petition for a stay of the suspension of his license. Based upon that petition, and upon evidence of Dr. Koziol's current compliance with the terms of his limited license, the board granted the stay.

On April 18, 2001, the board considered evidence that Dr. Koziol has violated the limitations on his license by both consuming unprescribed controlled substances and repeatedly failing to appear for therapy sessions. The stay was terminated and the suspension of Dr. Koziol's license went into effect.

On October 17, 2001, Dr. Koziol appeared before the board in support of his request that the stay of the suspension of his license be reinstated. The board granted that request.

On January 23, 2002, the board granted Dr. Koziol's request for a further stay of the suspension of his license.

On April 24, 2002, the board granted Dr. Koziol's request for a further stay, and his further request for reduction in the number of required urine screens to two per month

On July 24, 2002, and October 23, 2002, the board granted Dr. Koziol's requests for further three month stays of the suspension.

On December 18, 2002, the board considered evidence that Dr. Koziol had again relapsed to the use of controlled substances on one occasion in November, 2002. Accordingly, the board denied the stay.

On February 19, 2003, the board considered Dr. Koziol's request for reinstatement of the stay of his license. Based on all information of record herein, the board orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that Dr. Koziol's request for reinstatement of the stay of suspension of his license is denied. Dr. Koziol may renew his petition at his option, but must appear before the board in support of his renewed petition.

Dated this 26th day of February, 2003.

STATE OF WISCONSIN

MEDICAL EXAMINING BOARD

Alfred L. Franger, M.D.

Secretary

[\[1\]](#) The board did not formally renew the stay of suspension in September, 1999, due to an administrative oversight. The stay previously granted therefore remained in effect until the board considered the matter on December 15, 1999.